

Online Public Inspection File

The Licensee has certified in the affirmative to the question asking whether the documentation required by 47 C.F.R. § 73.3526 has been uploaded to the station's public inspection file when required.

The Licensee submits this explanatory exhibit to address the following circumstances, which may at first appear to, but do not in fact, impact the timeliness of uploads:

- The Third Quarter 2013 and Fourth Quarter 2018 Issues/Programs Reports, Certifications of Compliance with Children's Commercial Limits, and Children's Television Programming Reports were each timely uploaded to the online public inspection file (OPIF) and/or filed once the federal government reopened after shutdowns.
- The First Quarter 2020 Issues/Programs Report was timely uploaded to the OPIF pursuant to a blanket extension granted by the Media Bureau related to the COVID-19 pandemic.
- The Annual DTV Ancillary/Supplementary Services Reports required by 47 C.F.R. § 73.624(g) for the years 2015, 2016, and 2017 were timely filed. However, KHOG-TV was not the "lead" station listed in the Reports (rather, commonly owned station KHBS(TV) was the "lead" station) and, as such, due to technical issues outside the Licensee's control, these Reports were not automatically imported into KHOG-TV's OPIF when reviewed in connection with preparation of the instant license renewal application. The Licensee has taken corrective action and manually uploaded these three Reports to the OPIF. As of the revision of 47 C.F.R. § 73.624(g)'s reporting requirements in 2018, the station was not required to file Annual DTV Ancillary/Supplementary Services Reports since 2017 because it has offered no feeable services during the relevant time period.

Additionally, the Licensee discloses the following circumstances:

- With respect to political file records required by 47 C.F.R. § 73.3526(e)(6) and §73.1943, the Licensee was not always in the habit of uploading reconciliation information contained in station invoices to the OPIF, particularly during the 2020 political season. That season has only recently concluded and, in any event, the public was not prejudiced by the absence of reconciliation information given the timely upload of political orders. *See Standardized and Enhanced Disclosure Requirements for Television*

Broadcast Licensee Public Interest Obligations, Second Report & Order, FCC 12-44 (2012), at ¶ 57. As of late January 2021, the Licensee has uploaded invoices from the 2020 political cycle that were previously not present in the OPIF.

- The KHBS(TV) and KHOG-TV employment unit was subject to a random EEO audit in early 2018. The Licensee uploaded all required materials in a timely fashion, with the exception of the Media Bureau’s “no further action” email correspondence sent August 2018. The Licensee promptly took corrective action upon discovery of the omission and uploaded the “no further action” email to the OPIF in February 2020. The public was not prejudiced by the absence of the Media Bureau’s letter as the FCC’s initial audit letter and the Licensee’s response were timely filed and present in the OPIF at all relevant times.

The Licensee respectfully submits that none of the above circumstances impact KHOG-TV’s compliance with the online public inspection file requirements.

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